

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2141

(Reference to Printed Bill)

1 Strike everything after the enacting clause and insert:

2           Section 1. Title 32, chapter 20, article 3, Arizona Revised  
3           Statutes, is amended by adding section 32-2167, to read:

4 32-2167. Consumer education; water supply definitions; map

5           A. THE DEPARTMENT OF REAL ESTATE SHALL POST ON ITS WEBSITE  
6           INFORMATION ADVISING PROSPECTIVE HOMEBUYERS TO INVESTIGATE WATER  
7           AVAILABILITY BEFORE PURCHASING REAL PROPERTY AND SHALL INCLUDE A LINK TO  
8           THE DEPARTMENT OF WATER RESOURCES' WEBSITE FOR DEFINITIONS OF "ASSURED  
9           WATER SUPPLY" FOR PROPERTY THAT IS SO DESIGNATED PURSUANT TO SECTION 45-  
10          576, "ADEQUATE WATER SUPPLY" FOR PROPERTY THAT IS SO DESIGNATED PURSUANT TO  
11          SECTION 45-108, "INADEQUATE WATER SUPPLY" FOR PROPERTY THAT IS SO  
12          DESIGNATED PURSUANT TO SECTION 45-108 AND "UNKNOWN WATER SUPPLY" FOR ANY  
13          OTHER PROPERTY.

14           B. THE DEPARTMENT OF REAL ESTATE SHALL DISPLAY ON ITS WEBSITE A  
15           CURRENT MAP OF THE ACTIVE MANAGEMENT AREAS ESTABLISHED PURSUANT TO TITLE  
16          45, CHAPTER 2, ARTICLE 2.

17           Section 2. Title 33, chapter 4, article 2, Arizona Revised Statutes,  
18           is amended by adding section 33-425, to read:

19           33-425. Land sale; water supply status disclosure

20           A. IT IS UNLAWFUL FOR A OWNER OF RESIDENTIAL REAL PROPERTY THAT IS  
21           LOCATED OUTSIDE OF AN ACTIVE MANAGEMENT AREA ESTABLISHED PURSUANT TO TITLE  
22          45, CHAPTER 2, ARTICLE 2, TO ADVERTISE OR PROMOTE THE REAL PROPERTY IN  
23           WRITTEN OR ELECTRONIC MATERIAL, OTHER THAN SIGNAGE, WITHOUT PROVIDING  
24           NOTICE OF THE WATER SUPPLY STATUS OF THAT PROPERTY IN THE WRITTEN OR  
25           ELECTRONIC MATERIAL. THE WATER SUPPLY STATUS SHALL BE DETERMINED AS  
26           FOLLOWS:

1           1. IF THE REAL PROPERTY IS SERVED BY A WATER PROVIDER, INCLUDING  
2           REAL PROPERTY TO WHICH WATER IS HAULED BY MOTOR VEHICLE OR TRAIN FROM A  
3           WATER PROVIDER, THE SELLER SHALL OBTAIN THE WATER SUPPLY STATUS FROM THE  
4           WATER PROVIDER. THE WATER SUPPLY STATUS SHALL BE DESIGNATED AS ONE OF THE  
5           FOLLOWING; "ADEQUATE WATER SUPPLY," "INADEQUATE WATER SUPPLY" OR "UNKNOWN  
6           WATER ADEQUACY" AS THOSE TERMS ARE DEFINED ON THE DEPARTMENT OF WATER  
7           RESOURCES' WEBSITE.

8           2. IF THE REAL PROPERTY IS NOT SERVED BY A WATER PROVIDER, THE WATER  
9           SUPPLY STATUS SHALL BE "UNKNOWN WATER ADEQUACY."

10          B. THE DISCLOSURE REQUIRED BY PARAGRAPH A OF THIS SECTION SHALL BE  
11          IN PRINTED MATERIAL IN A SIZE OF TYPE THAT IS AT LEAST AS LARGE AS THE  
12          MAJORITY OF THE REMAINING PRINTED OR ELECTRONIC MATERIAL ON THAT PAGE AND  
13          SHALL BE INCLUDED ON THE FIRST PAGE OF ANY PRINTED OR ELECTRONIC MATERIAL  
14          THAT CONTAINS MORE THAN ONE PAGE.

15

16          Amend title to conform

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